

Written Assertion of Entitlement to Small Entity Status

Application Serial No.: 09/879, 823

Attorney Docket No.: 031792-0311530 (24122-303-408)

Customer No.: 00909

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2005 FEB 11 PM 3:41

BY RE PATENT  
APPLICATION OF:

Craig W. BARNETT, et al.

SERIAL No.:

09/879,823

ATTORNEY  
DOCKET NO.:

031792-0311530 (24122-303-408)

FILING DATE:

June 12, 2001

ART UNIT:

3622

EXAMINER

Arthur D. Duran

FOR:

METHOD AND SYSTEM FOR ELECTRONIC DISTRIBUTION OF PRODUCT  
REDEMPTION COUPONS

RECEIVED

FEB 16 2005

OFFICE OF PETITIONS

WRITTEN ASSERTION OF ENTITLEMENT TO SMALL ENTITY STATUS  
UNDER 37 C.F.R. 1.27(c)(1)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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MAR 24 2005  
OIP/E/JCWS

Dear Sir:

Applicants hereby assert entitlement to small entity status for this application under 37  
C.F.R. 1.27(c)(1).

Date: February 10, 2005

Respectfully submitted,

02/15/2005 DALLEN 00000009 033975 09879823  
01 FC:1461 2155.00 DA

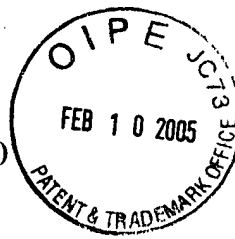
By:

Bradford C. Blaise  
Reg. No. 47,429

Customer No. 00909

PILLSBURY WINTHROP LLP  
P.O. Box 10500  
McLean, Virginia 22102  
Main: 703-905-2000  
Direct Dial: 703-905-2141  
Fax: 703-905-2500

Deficiency Payment Under 37 C.F.R. 1.28(c)  
Application Serial No.: 09/879,823  
Attorney Docket No.: 031792-0311530 (24122-303-408)



Customer No.: 00909

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE PATENT APPLICATION OF: Craig W. BARNETT, et al.  
SERIAL NO.: 09/879,823  
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FOR: METHOD AND SYSTEM FOR ELECTRONIC DISTRIBUTION OF PRODUCT  
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FEB 16 2005  
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**DEFICIENCY PAYMENT UNDER 37 C.F.R. 1.28(c)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This paper is being submitted to address a good faith error in payment of small entity fees.

When this application was filed, a large entity filing fee was paid under 37 C.F.R. §1.16(a) and no statement of entitlement to small entity status was submitted under 37 C.F.R. §1.27(c)(1). After filing, several small entity fees were erroneously paid (as detailed in Appendix A) with a good faith belief that this application was entitled to small entity status.

After reasonable inquiry, Applicants believe that small entity status is appropriate in this application. Nevertheless, pursuant to 37 C.F.R. §1.28(c), Applicants request that the Commissioner excuse the good faith error in payment of small entity fees and charge the deficiency payment of \$2,155.00 to Deposit Account No.: 033975 (Ref. No. 031792-0311530).

Deficiency Payment Under 37 C.F.R. 1.28(c)  
Application Serial No.: 09/879,823  
Attorney Docket No.: 031792-0311530 (24122-303-408)

Customer No.: 00909

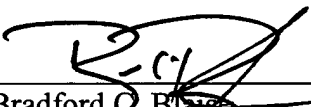
Pursuant to 37 C.F.R. §1.28(c)(2)(ii), an itemization of the deficiency payment is also included herein in Appendix A.

If a determination is made that additional fees are necessary for the payment of deficiency fees or for other reasons, the Director is further authorized to charge such fees to our Deposit Account No.: 033975 (Ref. No. 031792-0311530).

Date: February 10, 2005

Respectfully submitted,

By:

  
\_\_\_\_\_  
Bradford C. Blaise  
Registration No. 47,429

**Customer No. 00909**

PILLSBURY WINTHROP LLP  
P.O. Box 10500  
McLean, Virginia 22102  
Main: 703-905-2000  
Direct Dial: 703-905-2141  
Fax: 703-905-2500

## APPENDIX A

### Itemization of Deficiency Payments

DEFICIENT PAYMENT	TYPE OF FEE ERRONEOUSLY PAID AS SMALL ENTITY	CURRENT FEE FOR NON- SMALL ENTITY	SMALL ENTITY FEE ACTUALLY PAID	DATE SMALL ENTITY FEE PAID	DEFICIENCY OWED
	37 C.F.R. 1.28(c)(2)(ii)(A)	37 C.F.R. 1.28(c)(2)(ii)(A)	37 C.F.R. 1.28(c)(2)(ii)(B)	37 C.F.R. 1.28(c)(2)(ii)(B)	37 C.F.R. 1.28(c)(2)(ii)(C)
<b>FIRST DEFICIENT PAYMENT</b>	Application Processing Fee: Three Month Extension of Time Under 37 CFR §1.17(a)(3)	\$1020.00	\$465.00	Response, Submitted: August 22, 2003	\$1020.00 - \$465.00 = <b><u>\$555.00</u></b>
<b>SECOND DEFICIENT PAYMENT</b>	National Application Filing Fees for Independent Claims in excess of 3 Under 37 CFR §1.16(b)	\$200.00 per claim (1 claim * \$200.00 per claim = \$200.00)	1 claim * \$42.00 per claim = \$42.00	Response, Submitted: August 22, 2003	\$200.00 - \$42.00 = <b><u>\$158.00</u></b>
<b>THIRD DEFICIENT PAYMENT</b>	Application Processing Fee: Three Month Extension of Time Under 37 CFR §1.17(a)(3)	\$1020.00	\$475.00	Amendment Accompanying RCE, Submitted: April 5, 2004	\$1020.00 - \$475.00 = <b><u>\$545.00</u></b>
<b>FOURTH DEFICIENT PAYMENT</b>	National Application Filing Fees for Independent Claims in excess of 3 Under 37 CFR §1.16(b)	\$200.00 per claim (1 claim * \$200.00 per claim = \$200.00)	1 claim * \$43.00 per claim = \$43.00	Amendment Accompanying RCE, Submitted: April 5, 2004	\$200.00 - \$43.00 = <b><u>\$157.00</u></b>

**Deficiency Payment Under 37 C.F.R. 1.28(c)****Customer No.: 00909****Application Serial No.: 09/879,823****Attorney Docket No.: 031792-0311530 (24122-303-408)**

<b>FIFTH DEFICIENT PAYMENT</b>	Request for Continuing Examination Under 37 CFR §1.17(e)	\$790.00	\$385.00	Amendment Accompanying RCE, Submitted: April 5, 2004	\$790.00 - \$385.00 = <b><u>\$405.00</u></b>
<b>SIXTH DEFICIENT PAYMENT</b>	Notice of Appeal Under 37 CFR §1.17(b)	\$500.00	\$165.00	Notice of Appeal in Response to Final Office Action, Submitted: August 10, 2004	\$500.00 - \$165.00 = <b><u>\$335.00</u></b>
<b>TOTAL DEFICIENCY PAYMENT OWED 37 C.F.R. 1.28(c)(2)(ii)(D)</b>	\$555.00 + \$158.00 + \$545.00 + \$157.00 + \$405.00 + \$335.00 = <b><u>\$2,155.00</u></b> total Deficiency Owed				